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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX  
 MARKETING SALES PRACTICES AND  
 PRODUCT LIABILITY LITIGATION

Case Specific Number 06-2332

**MDL NO. 1699**

**District Judge: Charles R. Breyer**

Gayle Swilley and Conrad Swilley,  
 Plaintiffs,

**STIPULATION AND ORDER OF  
 DISMISSAL WITH PREJUDICE**

vs.

Pfizer, Inc., et al.

Defendants.

Come now the Plaintiff, (GAYLE SWILLEY and CONRAD SWILLEY) Defendants, by  
 and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a),  
 and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own  
 attorneys' fees and costs.

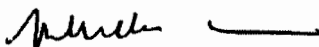
DATED: February 20, 2009

By: 

Attorneys for Plaintiff, Gayle Swilley and Conrad Swilley

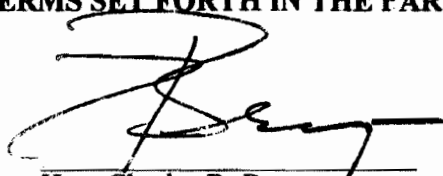
1  
2 DATED: April 27, 2009

DLA PIPER US LLP

3 By:   
4 Michelle Sadowsky  
5 Attorneys for Defendants  
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8 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**  
9 **IT IS SO ORDERED.**

10 Dated APR 30 2009

  
11 Hon. Charles R. Breyer  
12 United States District Court  
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